

# City of Hampton, VA

22 Lincoln Street  
Hampton, VA 23669  
[www.hampton.gov](http://www.hampton.gov)



## **Council Agenda**

**Wednesday, October 28, 2015**

**6:30 PM**

**Council Chambers, 8th Floor, City Hall**

## **City Council**

***Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Teresa V.  
Schmidt, Chris Snead, Donnie R. Tuck,  
George E. Wallace, Mayor***

### ***Staff:***

***Mary Bunting, City Manager***

***Vanessa T. Valdejuli, City Attorney***

***Katherine K. Glass, CMC, Clerk of Council***

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## **WELCOME TO THE HAMPTON CITY COUNCIL MEETING**

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

### **THE ORDER OF BUSINESS**

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Miscellaneous New Business
- (6) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

### **CITIZENS ARE INVITED TO PARTICIPATE**

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

## **CALL TO ORDER/ROLL CALL**

## **INVOCATION - Councilman W.H. "Billy" Hobbs Jr.**

## **PLEDGE OF ALLEGIANCE TO FLAG**

## **MAYOR'S COMMENTS**

## **CONSENT AGENDA**

### **Consent Items**

1. **15-0330** Resolution Approving Fiscal Year 2015 Year-End Budget Adjustments
2. **15-0332** Correction of a term expiration date concerning an appointment to the Peninsula Agency on Aging
3. **15-0335** Resolution Approving the Commonwealth's Development Opportunity Fund Performance Agreement by and among the City of Hampton, Virginia (the "City"), the Economic Development Authority of the City of Hampton, Virginia (the "Authority") and Measurement Specialties, Inc. ("MSI"); Approving a Grant of City Funds to the Authority to Match and Supplement the Commonwealth's Development Opportunity Fund; and Transferring Proceeds Received from the Commonwealth's Development Opportunity Fund Grant to the Authority
4. **15-0336** Resolution Appropriating Funds for the Uncompleted Chesapeake Bay TMDL Capital Project
5. **15-0346** Request for Approval of Refund(s) and/or Abatement(s) for Tax Years 2014 and 2015
6. **15-0347** Approval of the minutes from the afternoon session of September 9, 2015, and the evening session of September 23, 2015.

## **PRESENTATIONS, PROCLAMATIONS, AWARDS**

## **PUBLIC HEARINGS**

## **GENERAL ITEMS**

**Ordinances**

7. **15-0342** Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Adding a New Article XIII to Chapter 2 Entitled, "Special Events" Pertaining to the Regulation of Special Events.
8. **15-0341** Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Article II of Chapter 26 Entitled, "Regulations Governing Parks and Recreation Areas Generally" Pertaining to Special Event Permits and City Park Fees with an Effective Date of December 1, 2015
9. **15-0343** Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Section 34-7 Entitled, "Sales Conducted on or Adjacent to a Public Right-of-Way," Pertaining to the Regulation of Seasonal Sales and Special Event Permits.
10. **15-0344** Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Article I of Chapter 22 Entitled, "Noise" Pertaining to Definitions, Prohibited Noises, and Exemptions.
11. **15-0345** Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Article II of Chapter 26 Entitled, "Regulations Governing Parks and Recreation Areas Generally" Pertaining to Live Band Performances.

**Appointments**

12. **15-0329** to consider appointments to the Neighborhood Commission
13. **15-0331** to consider appointments to the Hampton on the Arts Commission
14. **15-0333** to consider an appointment to the Hampton Federal Area Development Authority

**REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES****MISCELLANEOUS NEW BUSINESS****PUBLIC COMMENT****ADJOURNMENT**

**Contact Info:**

**Clerk of Council, 757-727-6315, [council@hampton.gov](mailto:council@hampton.gov)**